

AMENDED IN ASSEMBLY MAY 6, 2009

AMENDED IN ASSEMBLY APRIL 13, 2009

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 1053

Introduced by Assembly Member Solorio

February 27, 2009

An act to add Section ~~1766.3~~ 1766.2 to the Welfare and Institutions Code, relating to juveniles.

LEGISLATIVE COUNSEL'S DIGEST

AB 1053, as amended, Solorio. Juveniles.

Existing law requires the Department of Corrections *and Rehabilitation*, Division of Juvenile ~~Justice Facilities~~, not less than 30 days prior to the scheduled parole consideration hearing of a ward eligible for release on parole on or after September 1, 2007, as specified, to notify the ward of the date and location of the parole consideration hearing. Existing law provides that the ward has the right to contact his or her parent or guardian to inform the parent or guardian of the date and location of the parole consideration hearing, and to inform other persons identified by the ward who are considered by the division as likely to contribute to a ward's preparation for the parole consideration hearing or the ward's postrelease success. An appropriate staff person is required, on specified occasions, to explain these rights to the ward. The committing court is required, within 15 court days of the release by the division of the ward, to convene a reentry disposition hearing for the ward to identify those conditions of probation that are appropriate under all the circumstances of the case, including incorporating a reentry plan. The county of commitment is required to supervise the reentry of

those wards. However, none of these provisions apply to a ward who was committed to the custody of the division for specified offenses, including murder, kidnapping, and certain sex offenses.

This bill would require the division to place ~~each ward~~ *all applicable wards, as defined*, in its custody on supervised parole within ~~the period of 90 to 120~~ *the period of 120 to 90* days prior to ~~discharge from custody, as specified.~~ *discharge from custody, as specified.* ~~The bill would require the division to provide prerelease planning to all wards to facilitate their transition into the community and to aid the Division of Juvenile Parole Operations in promptly connecting wards with necessary services, resources, and placements upon parole reaching the date of discharge, as specified, or the period of 120 to 90 days prior to completion of the maximum period of confinement, as specified, whichever comes first.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 *SECTION 1. Section 1766.2 is added to the Welfare and*
2 *Institutions Code, to read:*

3 1766.2. (a) *All applicable wards shall be placed on supervised*
4 *parole within the period of 120 to 90 days prior to the date of*
5 *discharge from a Division of Juvenile Facilities institution pursuant*
6 *to Sections 1769, 1770, or 1771, or within the period of 120 to 90*
7 *days prior to completion of the maximum period of confinement*
8 *pursuant to Section 731, whichever comes first.*

9 (b) *For the purpose of this section, “applicable wards” is*
10 *defined as youth who are confined in Division of Juvenile Facilities*
11 *institutions 120 days prior to reaching the date of discharge*
12 *pursuant to Sections 1769, 1770, or 1771, or 120 days prior to*
13 *completion of the maximum period of confinement pursuant to*
14 *Section 731.*

15 ~~SECTION 1. Section 1766.3 is added to the Welfare and~~
16 ~~Institutions Code, to read:~~

17 ~~1766.3. (a) Each ward committed to the custody of the Division~~
18 ~~of Juvenile Facilities shall be placed on supervised parole within~~
19 ~~90 to 120 days prior to discharge from custody pursuant to Section~~
20 ~~1176, 1766, 1769, 1770, or 1771.~~

21 ~~(b) The division shall provide prerelease planning to all wards~~
22 ~~to facilitate their transition into the community and to aid the~~

1 ~~Division of Juvenile Parole Operations in promptly connecting~~
2 ~~wards with necessary services, resources, and placements upon~~
3 ~~parole.~~

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